

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

JILL BABCOCK, *et al.*,

CLASS ACTION  
JURY DEMAND

Plaintiffs,

CASE No.: 2:22-cv-12951  
HON. JONATHAN J.C. GREY

v.

STATE OF MICHIGAN, *et al.*

Defendants.

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**PLAINTIFFS' REPLY TO DEFENDANT WAYNE COUNTY'S RESPONSE  
TO PLAINTIFFS' MOTION TO SUPPLEMENT PARAGRAPH 56 OF  
PLAINTIFFS' SECOND AMENDED COMPLAINT [ECF No. 123]**

Plaintiffs, through undersigned counsel, hereby submit their Reply to Defendant Wayne County's Response to Plaintiffs' Motion to Supplement Paragraph 56 of Plaintiffs' Second Amended Complaint (ECF No. 123).

The additional allegations outlined in Plaintiffs' Proposed Supplement to Paragraph 56 (ECF No. 119-2) relate to incidents that occurred within the past three years. The related claims fall under the Americans with Disabilities Act ("ADA") and Michigan's Persons with Disabilities Civil Rights Act ("PDCRA"). Michigan law provides a three-year statute of limitations for PDCRA claims. M.C.L. 600.5805(2). "With respect to the federal claims, '[n]either § 1983, the ADA, nor the Rehabilitation Act provides a statute of limitations, so courts must borrow one

from the most analogous state cause of action.’’’ *Bruneau v. Aquinas Coll.*, No. 1:19-cv-1037 at 7 (W.D. Mich. Oct 05, 2021) (citing *J. Endres v. Northeast Ohio Medical University*, 938 F.3d 281, 292 (6th Cir. 2019)).

If this Court rules against Plaintiffs’ Motion, Plaintiff Jacobson will simply file a new Complaint alleging these claims. This will use additional unnecessary Court resources and is against the interest of judicial economy. With respect to Defendant’s remaining arguments, Plaintiffs rely on their Motion.

For the foregoing reasons, this Court should GRANT Plaintiff’s Motion to Supplement.

Dated: July 22, 2024

/s/ Elizabeth K. Abdnour

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**CERTIFICATE OF SERVICE**

I, Elizabeth K. Abdnour, certify that on July 22, 2024, I filed this document by use of this Court's ECF system, which will serve copies to all counsel of record.

*/s/ Elizabeth K. Abdnour*